

BAKER & MCKENZIE

MAR 01 2006

Facsimile Transmission

Baker & McKenzie LLP
1114 Avenue of the Americas
New York, New York 10036, USATel: +1 212 626 4100
Fax: +1 212 310 1600
www.bakernet.com

Date	March 1, 2006	Phone	Fax
To	Commissioner for Patents, USPTO		1 571 273 8300
From	Eunhee Park	+1 212 891 3942	+1 212 310 1642
Client/Matter No.	59828264-70		
Re	Application No. 09/862,871		
Pages (w/cover)			

Privacy And Confidentiality Notice

The Information contained in this facsimile is intended for the named recipients only. It may contain privileged and confidential information and if you are not an intended recipient, you must not copy, distribute or take any action in reliance on it. If you have received this facsimile in error, please notify us immediately by a collect telephone call to Office Services at +1 212 626 4100 and return the original to the sender by mail. We will reimburse you for the postage.

Baker & McKenzie LLP is a member of Baker & McKenzie International, a Swiss Verein.

PTO/SB/2* (09-04)

Approved for use through 07/31/2006, OMB 0851-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/862,871
Filing Date	May 22, 2001
First Named Inventor	Lajouanie et al.
Art Unit	3823
Examiner Name	J.G. Sternett
Attorney Docket Number	58828284-70

ENCLOSURES (Check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment/Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Reply to Missing Parts/
Incomplete Application
- ☐ Reply to Missing Parts
under 37 CFR 1.52 or 1.53


- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a
Provisional Application
- ☐ Power of Attorney, Revocation
Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) _____
- ☐ Landscape Table on CD

- ☐ After Allowance Communication to TC
- ☐ Appeal Communication to Board
of Appeals and Interferences
- ☐ Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☐ Other Enclosure(s) (please identify
below):

Remarks

This correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office at (571) 273-8300 on March 1, 2006.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Baker & McKenzie LLP
Signature	
Printed name	Eunhee Park
Date	March 1, 2006

Reg. No. 42,976

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature



Typed or printed name

Eunhee Park

Date

March 1, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

59828264-70

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yves Patrick Lajouanie
Application No.: 09/862,871
U.S. Filing Date: May 22, 2001
Title: PERFORMANCE MANAGEMENT SYSTEM AND METHOD
Group Art Unit: 3623
Examiner: Jonathon G. Sterrett

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56 and in conformance with the procedures of 37 C.F.R. §§ 1.97 and 1.98 and M.P.E.P. § 609, attorneys for the Applicant hereby bring the following materials to the examination of the above-identified application to the attention of the Examiner. The materials are listed on the attached PTO Form PTO/SB/08A. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the materials be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being submitted via Facsimile at (571) 273-8300 to Commissioner for Patents, Group Art Unit 3623 on March 1, 2006.



Eunhee Park (Reg. No. 42,976)


NYCDMS/989166.1

This information disclosure statement is being filed under 37 C.F.R. §1.97(e)(2), wherein to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained herein was known more than three months prior to the filing of this informational disclosure statement.

While no fee is believed due, if any fee is deemed due, the Commissioner for Patents is hereby authorized to charge Deposit Account No. 02-0393 of Baker & McKenzie LLP.

Dated: March 1, 2006

Respectfully submitted,



Eunhee Park
Reg. No. 42,976
Baker & McKenzie LLP
1114 Avenue of the Americas
New York, New York 10036
Telephone (212) 751-5700
Facsimile (212) 759-9133

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Application Number	09/862,871
Filing Date	May 22, 2001
First Named Inventor	Lajouanie et
Art Unit	3623
Examiner Name	J.G. Sterrett
Attorney Docket Number	59828264-70

PAGE 5/5 * RCVD AT 3/1/2006 4:46:46 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-6/29 * DNIS:2738300 * CSID:1212 626 4120 * DURATION (mm-ss):01-12